

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

**FEB 24 1989**

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... **MAR 09 1989**

Corrected application filed.....

Map filed..... **MAY 03 1989** under 52965

The applicant, Silver State Mining Corporation  
1600 Hudson's Bay Centre  
1600 Stout Street, of Denver,  
Street and No. or P.O. Box No. City or Town  
Colorado 80202-3113, hereby make application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incoroprated in Colorado on July  
29, 1979

1. The source of the proposed appropriation is Underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.0 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining, milling and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point Within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section  
Describe as being within a 40-acre subdivision of public  
1 T. 23 $\frac{1}{2}$  N., R. 49 E., MDB&M at a point from which the NE corner of  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
said Section 1 bears N 66°E a distance of 748 feet

6. Place of use Within Sections 32, 33, 34 T.24N., R.49E.; within sections  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
2, 3, 4 and 5 Section 6, T.23  $\frac{1}{2}$ N., R. 49E.; and within Sections 2,  
3 and the N  $\frac{1}{2}$  Section 4 T.23N., R.49E. MDB&M.

7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well, distribution  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
system and reclamation cycle  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works. \$75,000

10. Estimated time required to construct works Two (2) years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use five (5) years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for heap leaching and bio-oxidation gold processing and recovery facility associated with expansion of the Tonkin Springs Mine. The annual use from all sources will not exceed 724 acre feet per year.

Timothy M. Dyhr, Welsh Engineering  
By /s/ Timothy M. Dyhr  
5400 Equity Ave Suite B  
Reno, Nevada 89502

Compared kh/se bp/se  
Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 48707, 48708, 48709, 48893, 48894, 48895, 50930, 50931, 50932, 52463, 52966 and 52968 shall not exceed 201 million gallons annually. (CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 201 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 27, 1990

Proof of completion of work shall be filed on or before September 27, 1990

Application of water to beneficial use shall be made on or before August 27, 1991

Proof of the application of water to beneficial use shall be filed on or before September 27, 1991

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed SEP 10 1990

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 27th day of September  
A.D. 19 89  
Peter G. Morros  
State Engineer

## (PERMIT TERMS CONTINUED)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued subject to the agreement between Bureau of Land Management and Silver State Mining dated August 14, 1989.

